

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

XR COMMUNICATIONS, LLC, dba,  
VIVATO TECHNOLOGIES,

Plaintiff,

v.

T-MOBILE USA, INC.,

Defendant.

Civil Action No. 2:23-CV-00204-JRG

(Member Case)

**JURY TRIAL DEMANDED**

**DEFENDANT T-MOBILE USA, INC.'S UNOPPOSED MOTION FOR EXTENSION  
OF TIME TO SERVE INITIAL AND ADDITIONAL DISCLOSURES**

Defendant T-Mobile USA, Inc. ("T-Mobile") respectfully files this Unopposed Motion for Extension of Time to Serve Initial and Additional Disclosures and would respectfully show the Court as follows:

Pursuant to the Court's Docket Control Order (Dkt. 40), the current deadline for T-Mobile to serve its Initial and Additional Disclosures is August 31, 2023. T-Mobile requests a brief fourteen-day extension from August 31, 2023, up to and including September 14, 2023, to serve its Initial and Additional Disclosures. Good cause exists for this brief fourteen-day extension. At this time, T-Mobile is in the process of a corporate restructuring. T-Mobile's outside counsel is diligently working with T-Mobile's in-house counsel and/or employees to prepare T-Mobile's Initial and Additional Disclosures during this ongoing corporate restructuring. However, T-Mobile needs additional time to finalize its Initial and Additional Disclosures. This brief fourteen-day extension will allow any newly-assigned in-house counsel and/or employees to this case to familiarize themselves with the case and ensure that the appropriate and relevant information is included in T-Mobile's Initial and Additional Disclosures.

T-Mobile represents that this extension is not sought for the purposes of delay but rather so that justice may be served. Counsel for T-Mobile met and conferred with counsel for Plaintiff XR Communications, d/b/a, Vivato Technologies (“Plaintiff”), and counsel for Plaintiff indicated that Plaintiff is unopposed to the relief sought in this Motion.

WHEREFORE, T-Mobile respectfully requests that the Court grant this Unopposed Motion for Extension of Time to Serve Initial and Additional Disclosures and extend the deadline for T-Mobile to serve its Initial and Additional Disclosures from August 31, 2023, up to and including September 14, 2023.

Dated: August 31, 2023

Respectfully submitted,

*/s/ Melissa R. Smith*

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Melissa R. Smith  
melissa@gillamsmithlaw.com  
Texas Bar No. 24001351  
**GILLAM & SMITH, LLP**  
303 South Washington Avenue  
Marshall, Texas 75670  
Telephone: (903) 934-8450  
Facsimile: (903) 934-9257

Matthew S. Yungwirth  
msyungwirth@duanemorris.com  
Alice E. Snedeker  
aesnedeker@duanemorris.com  
John R. Gibson  
jrgibson@duanemorris.com  
**DUANE MORRIS LLP**  
1075 Peachtree Street NE, Suite 1700  
Atlanta, Georgia 30309  
Telephone: (404) 253-6900

***Counsel for Defendant T-Mobile USA, Inc.***

**CERTIFICATE OF CONFERENCE**

The undersigned hereby certifies that counsel for T-Mobile met and conferred with counsel for Plaintiff regarding the substance of this Motion. Counsel for Plaintiff indicated that Plaintiff is unopposed to the relief sought in this Motion.

*/s/ Melissa R. Smith*

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Melissa R. Smith

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a true and correct copy of the foregoing document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on August 31, 2023.

*/s/ Melissa R. Smith*

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Melissa R. Smith